

REMARKS

In the Official Action mailed on **19 April 2007**, the Examiner reviewed claims 1-30. Claims 1-5, 7-15, 17-25, and 27-30 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Sun Microsystems, Inc. (*Sun Cluster 2.2 API Developer's Guide*, hereinafter "Sun Cluster 2.2") in view of Richburg (USPN 5,159,687, hereinafter "Richburg"), and in further view of Delaney et al. (USPN 5,996,086, hereinafter "Delaney"). Claims 6, 16, and 26 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Sun Cluster 2.2, in view of Richburg, further in view of Delaney, and further in view of Sun Microsystems, Inc. (*Application Packaging Developer's Guide*, hereinafter "APDG").

Rejections under 35 U.S.C. § 103(a)

Independent claims 1, 11, and 21 were rejected as being unpatentable over Sun Cluster 2.2 in view of Richburg, and in further view of Delaney. As indicated by the Examiner in the voicemail message of 1 June 2007, there is nothing within Sun Cluster 2.2, Richburg, or Delaney that discloses using an inventive resource type wizard to create resource types for applications that have more than one independent process tree. Furthermore, there is nothing in Sun Cluster 2.2, Richburg, or Delaney that discloses creating a file which includes a command to start an independent process trees for each of the independent process tree as part of creating the resource type for the application.

In contrast, the present invention teaches accepting user specified characteristics of an application and a clustered computer system using a user interface, wherein the application has multiple independent process trees. Furthermore, the present invention teaches creating a file specifying, for each process tree of the multiple independent process trees, a command to start each process tree of the multiple process trees (see page 21, paragraphs [0057]-[0058] of the instant application).

Accordingly, Applicant has amended independent claims 1, 11, and 21 to clarify that the present invention accepts user specified characteristics of an application and a clustered computer system using a user interface, wherein the application has multiple independent process trees. Furthermore, Applicant has amended independent claims 1, 11, and 21 to clarify that the present invention creates a file specifying, for each process tree of the multiple independent process trees, a command to start each process tree of the multiple process trees. These amendments find support on page 21, paragraphs [0057]-[0058] of the instant application. No new matter has been added.

Hence, Applicant respectfully submits that independent claims 1, 11, and 21 as presently amended are in condition for allowance. Applicant also submits that claims 2-10, which depend upon claim 1, claims 12-20, which depend upon claim 11, and claims 22-30, which depend upon claim 21, are for the same reasons in condition for allowance and for reasons of the unique combinations recited in such claims.

CONCLUSION

It is submitted that the present application is presently in form for allowance. Such action is respectfully requested.

Respectfully submitted,

By /Shun Yao/
Shun Yao
Registration No. 59,242

Date: 10 July 2007

Shun Yao
PARK, VAUGHAN & FLEMING LLP
2820 Fifth Street
Davis, CA 95618-7759
Tel: (530) 759-1667
FAX: (530) 759-1665
Email: shun@parklegal.com